IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRIT No. 1525 of 2007

KHALIL AHMED
V/S
RAJ.FINANCE CORPORATION & ORS.

Mr. SAJJAN SINGH, for the appellant / petitioner

Mr. NS RAJPUROHIT, for the respondent

Date of Order : 23.5.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

The petitioner seeks to challenge the two orders being Annex.5 and Annex.7. Annex.5 is dated 5.12.2003, while the writ has been filed in 2007, as such, I am not inclined to interfere with that order at this belated stage in the writ jurisdiction. Then so far as the order Annex.7 is concerned, the petitioner seeks amendment to challenge the rate of interest. The learned trial Court has refused the amendment on the ground that it could be pleaded earlier also. In my view, in the circumstances of the case, it would not be appropriate for me to interfere in this order either in my writ jurisdiction.

The writ petition is, therefore, dismissed summarily. It is, however, clarified that it will be open

to the petitioner to assail the correctness, legality, or propriety of both the orders Annex.5 and 7 in appeal if necessity so arises and by raising appropriate ground if the petitioner so stands advised.

(N P GUPTA),J.

/tarun/